

MAGISTRATE JUDGE HOLMES COURTROOM MINUTES FOR CRIMINAL PROCEEDINGS

U.S.A. v. Cecil Masters, No. 19-mj-1100

ATTORNEY FOR GOVERNMENT: Schrader

ATTORNEY FOR DEFENDANT: Stranise AFPD Panel Retained

PRETRIAL SERVICES/PROBATION OFFICER: Aria Rock

INTERPRETER NEEDED? YES NO LANGUAGE/INTERPRETER:
☐ PRESENT ☐ ON TELEPHONE

☒ INITIAL APPEARANCE ☐ ON A SUMMONS ☒ ARRESTED ON: 7-22-19

DEFENDANT HAS A COPY OF:

☒ Complaint ☐ Indictment ☐ Information ☐ Supervised Release Pet. ☐ Other

☒ Defendant advised of the charges and the maximum penalties

☒ Defendant has a copy of notice of rights

☒ Defendant advised of right to counsel

☒ Counsel retained

☐ Defendant sworn and/or certified under penalty of perjury and financial affidavit filed ☐ FPD Appointed

☒ Defendant advised of right to silence

☒ Defendant advised of right to **Consular notification**

☒ Government motion for detention - withdrawn by Gov. & agree to release

☐ Defendant temporarily detained

☐ ICE detainer on defendant

☐ Defendant waived detention hearing

☐ Defendant reserved right to hearing in future

☐ Defendant to remain in Federal custody

☐ Defendant to be returned to State custody

☒ Defendant advised of right to preliminary hearing

☒ Defendant waived preliminary hearing

☐ Defendant ordered to psychological/psychiatric evaluation

☐ Defendant to remain on current conditions of supervised release

☒ Defendant released on:

☒ Own recognizance with conditions of release ☒ standard ☒ special

☐ Appearance bond in the amount of:

☐ Property bond [description of property]:

☐ Performance bond [as set out in conditions of release]

☐ RULE 5 - Defendant advised of right to identity hearing ☐ Defendant waived identity hearing

☐ RULE 5 - Defendant reserved right to have preliminary hearing in District of Prosecution

☐ RULE 5 - Defendant elected to have detention hearing in District of Prosecution

☐ RULE 5 - DEFENDANT ADVISED OF RIGHT TO RULE 20 TRANSFER

☐ PRELIMINARY/DETENTION/ARRAIGNMENT CONTINUED TO:

☐ GRAND JURY WAIVED IN OPEN COURT [Defendant sworn and advised of rights by Court]

☐ ARRAIGNMENT

☐ Defendant acknowledges he/she has copy of Indictment/Information

☐ Indictment/Information read to defendant by Judge ☐ Defendant waives reading thereof

PLEA: ☐ GUILTY ☐ NOT GUILTY ☐ Defendant intends to plead guilty and case referred to DJ

DATE: 7-22-19
 BEGIN TIME: 3:52

TOTAL TIME: 44 min
 END TIME: 4:36

Digitally Recorded

40 min IA
4 min Prel
Arg

☐ **RULE 5 IDENTITY HEARING**

- ☐ Held, defendant found to be person named in warrant
☐ Held, defendant found NOT to be person named in warrant and released
☐ Waived in open Court

☐ **PRELIMINARY HEARING****CONTINUED TO:** _____

- ☐ Probable Cause found/Held to answer/bound over ☐ Discharged from custody
☐ Defendant waived preliminary hearing
☐ RULE 5 - Held to answer in District of Prosecution
☐ RULE 5 - Defendant reserved right to have hearing in District of Prosecution

☐ **DETENTION HEARING****CONTINUED TO:** _____

- ☐ Government withdrew motion for detention or agreed to release
☐ Pretrial Services Report made a part of the record ☐ Counsel moved to retain copy of PTSR/granted
☐ Bond set at: _____ ☐ Defendant released on [date]: _____
☐ RULE 5 - Defendant elected to have hearing in District of Prosecution
☐ Defendant waived detention hearing ☐ Defendant reserved right to hearing in future
☐ Defendant detained, order to enter ☐ ICE detainer pending
☐ Defendant to remain in Federal custody ☐ Defendant to be returned to State custody
☐ Government moved for stay of execution of release pending appeal
☐ Motion granted ☐ Motion denied
☐ Defendant advised of right to appeal

☐ **ARRAIGNMENT ON MISDEMEANOR**

- ☐ Defendant acknowledges he/she has copy of Indictment/Information
☐ Indictment/Information read to defendant by Judge ☐ Defendant waives reading thereof

PLEA: ☐ **GUILTY** ☐ **NOT GUILTY**

- ☐ Misdemeanor - defendant consented to trial before Magistrate Judge
☐ Written plea agreement/filed in open Court ☐ Oral plea agreement
☐ Guilty plea: ☐ Accepted ☐ Rejected ☐ Taken under advisement

☐ **OTHER**

☐ Type of hearing and outcome: _____

☐ **DEFENDANT DID NOT APPEAR AS DIRECTED, BENCH WARRANT ISSUED****NOTES/EVIDENTIARY MATTERS/SENTENCING:**

(Witnesses, Exhibits, Attach W/Ex List if necessary)

DW - Pathy Johnson

Gov oral mtn to unseal
written mtn to be filed